

# BLANKET PURCHASE ORDER

## STATE OF MARYLAND

\*\*\*\*\* STATE OF MARYLAND \*\*\*\*\*

BPO NO: 001B9200679

PRINT DATE: 06/02/10

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### SHIP TO:

AS SPECIFIED ON INDIVIDUAL ORDERS

**VENDOR ID:** 1521504594  
POWERHOUSE TOLL & SUPPLYINC  
201-C RITCHIE ROAD

CAPITOL HEIGHTS, MD 20743  
(301 )350-8200

### REFER QUESTIONS TO:

WALTER JOHNSON  
(410 )767-4605  
WALTER.JOHNSON@DGS.STATE.MD.US

**ITB:** 001IT817627

**EXPR DATE:** 03/30/13  
**POST DATE:** 03/27/09

**DISCOUNT TERMS:** . NET 30 DAY  
**CONTRACT AMOUNT:** .00

### TERMS:

ARTICLES HEREIN ARE EXEMPT FROM MARYLAND SALES AND USE TAXES BY EXEMPTION CERTIFICATE NUMBER 3000256-3 AND FROM FEDERAL EXCISE TAXES BY EXEMPTION NUMBER 52-73-0358K. IT IS THE VENDOR'S RESPONSIBILITY TO ADVISE COMMON CARRIERS THAT AGENCIES OF THE STATE OF MARYLAND ARE EXEMPT FROM TRANSPORTATION TAX.

VENDOR TELEPHONE NUMBER: (301) 350-8200

\*\*\*\*\*  
AGENCY CONTRACT

FOR

HAZARDOUS SPILL ABSORBENT MATERIAL

\*\*\*\*\*  
A DESIGNATED AGENCY ONLY: MARYLAND DEPARTMENT OF ENVIRONMENT

CONTRACT SCOPE: THIS AGENCY DOES NOT OBLIGATE THE STATE OF MARYLAND TO PURCHASE ANY MINIMUM OR MAXIMUM QUANTITY THRU THE CONTRACT PERIOD. ORDERS FOR ACTUAL REQUIREMENTS MAY BE MORE OR LESS THAN LISTED. ORDERS AS REQUIRED WILL BE PLACED DIRECT TO THE SUPPLIER BY THE USING AUTHORITIES INDICATING DELIVERY AND BILLING INSTRUCTIONS.

CONTRACT PERIOD: DATE OF AWARD THRU MARCH 30, 2013 (3 YEARS) WITH AN OPTION TO RENEW FOR ONE ADDITIONAL YEAR UPON WRITTEN CONSENT WITH THE USING AGENCY, THE VENDOR, AND THE DEPARTMENT OF GENERAL SERVICES.

ORDERING PROCEDURE: USING AGENCY SHALL ISSUE A PURCHASE ORDER TO THE VENDOR FOR INVENTORY COMMODITIES COVERED BY THIS CONTRACT. THE VENDOR MUST ACCEPT THE MARYLAND CORPORATE PURCHASING CARD WITHIN THE PROCUREMENT OFFICER'S LIMITS FOR PURCHASE NOT EXCEEDING \$ 2,500.00

DELIVERY: ALL MATERIALS WILL BE ROUTINE SHIP WITHIN TWENTY-ON (21 DAYS) UPON RECEIPT OF ORDER (ARO). SUPPLIER WILL GIVE EACH DELIVERY

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### TERMS (cont'd):

LOCATION 25 HOUR NOTICE PRIOR TO DELIVERY TO ALLOW FOR ARRANGEMENT OF OFF-LOAD PERSONNEL AND EQUIPMENT. ABSORBENT WILL BE DELIVERED IN LOTS OF NOT LESS THAN 35 BAGS PER PALLET TO DELIVERY LOCATION SPECIFIED BY BY THE MDE EMERGENCY RESPONSE. IN THE EVENT OF AN EMERGENCY VENDOR SHALL BE CAPABLE OF THE IMMEDIATE DELIVERY WITHIN EIGHT (8 HRS) UPON RECEIPT OF ORDER (ARO) OF NOT MORE THAN 8 PALLETS (280 BAGS) TO ANY LOCATION WITHIN THE STATE OF MARYLAND. SUPPLIER WILL ARRANGE WITH THE DELIVERY LOCATION TO RETRIEVE AND DISPOSE OF ANY AND ALL PALLETS WITHIN ONE WEEK OR SEVEN DAYS OF DELIVERY. ALL MATERIAL WILL BE SHIPPED TO USING AGENCY F.O.B DESTINATION FREIGHT PREPAID AND ALLOWED.

PRICE ADJUSTMENT: BIDDERS MUST HOLD PRICING FOR THE ONE YEAR CONTRACT PERIOD AND WILL BE ALLOWED TO MAKE ADJUSTMENTS IN PRICING ANNUALLY ON THE ANNIVERSARY OF THE CONTRACT AWARD DATE.

TAXES: THE STATE OF MARYLAND IS EXEMPT FROM FEDERAL AND STATE TAXES AND WILL NOT PAY OR REIMBURSE SUCH TAXES.

USAGE REPORT: A REPORT MUST BE FURNISHED BY THE SUCCESSFUL VENDOR ANNUALLY DETAILING THE PURCHASE OF ALL ITEMS ON THE CONTRACT INCLUDING PROCUREMENT CARD ORDERS. THE REPORT MUST BE FILED WITHIN FIFTEEN (15) DAYS BEFORE THE END OF REPORTING PERIOD TO THE USING AGENCY AND DGS. REPORT SHALL BE MAILED TO:

DEPARTMENT OF GENERAL SERVICES  
OFFICE OF PROCUREMENT & LOGISTICS  
ATTN: WALTER JOHNSON  
301 W. PRESTON STREET, ROOM M-3  
BALTIMORE, MARYLAND 21201

QUALITY: THIS CONTRACT WILL BE TERMINATED UPON THIRTY (30) DAYS WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.

OPEN MARKET CLAUSE: THE USING AGENCY MAY PURCHASE ON THE OPEN MARKET WITHOUT THE FILING OF A REQUISITION IF VENDOR DOES NOT PERFORM WITHIN THE CONTRACT TERMS AND CONDITIONS. VENDOR WILL BE RESPONSIBLE FOR THE DIFFERENCE IN COST BETWEEN OPEN MARKET PRICING AND CONTRACT PRICING.

CONTRACT ACCEPTANCE: BY SUBMITTING A BID THE VENDOR AGREES TO COMPLY WITH THE TERMS AND CONDITIONS OF THE CONTRACT CONTAINED HEREIN. THIS QUOTATION IS SUBMITTED WITH THE UNDERSTANDING THAT THE VENDOR SHALL COMPLY WITH ALL FEDERAL AND STATE OSHA REGULATIONS, STATE OF MARYLAND PROCUREMENT REGULATIONS IN EFFECT AT THE TIME OF SUBMISSION AND THE INSTRUCTIONS PROVIDED HEREIN.

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TERMS (cont'd):

WARRANTY: THE SELLER WARRANTS THE GOODS COVERED BY THIS ORDER TO CONFORM TO THE SPECIFICATIONS. THE SELLER WILL GUARANTEE TO THE WARRANTED AGAINST DEFECTS IN MATERIAL AND WORKMANSHIP, AND THE PRODUCT IS FIT FOR THE INTENDED PURPOSE FOR THE PERIOD SPECIFIED BY THE MANUFACTURER.

<u>LINE #</u>	<u>STATE ITEM ID</u>	<u>U/M</u>	<u>UNIT COST</u>
0001	48574-900000	BG	15.8500

ABSORBENT MATERIAL MUST MEET THE FOLLOWING MATERIAL, PACKAGING AND DELIVERY SPECIFICATIONS. ANY MATERIAL THAT DOES NOT MEET THESE SPECIFICATIONS WILL NOT BE ACCEPTED WITHOUT THE EXPRESSED PRIOR APPROVAL OF THE MARYLAND DEPARTMENT OF THE ENVIRONMENT EMERGENCY RESPONSE DIVISION.

STATE BRAND & STOCK NUMBER: ABS-50001

\_\_\_\_\_  
END OF ITEM LIST \_\_\_\_\_

VENDOR MUST INCLUDE THE 9-DIGIT ZIP CODE OF COMPANY ADDRESS ON ALL INVOICES. FAILURE TO DO SO MAY RESULT IN DELAY OF PAYMENT.

ALL PRODUCTS USED IN PACKING TO CUSHION AND PROTECT DURING THE SHIPMENT OF COMMODITIES ARE TO BE MADE OF RECYCLED, RECYCLABLE, AND/OR BIODEGRADABLE MATERIALS.

THE CONTRACTOR WARRANTS THAT THE CONTRACTOR SHALL COMPLY WITH COMAR

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**TERMS (cont'd):**

21.11.08 DRUG AND ALCOHOL FREE WORKPLACE, AND THAT THE CONTRACTOR  
SHALL REMAIN IN COMPLIANCE THROUGHOUT THE TERMS OF THIS PURCHASE ORDER

STATE FEDERAL TAX IDENTIFICATION NUMBER: 52-1504594

STATE PHONE NUMBER FOR PLACING ORDER: (301) 350-8200

STATE VENDOR CONTACT PERSON: IVEY SPEAKE / STEVE SOBOLEWSKI

\*\*\*\*\* LAST PAGE \*\*\*\*\*

**AUTHORIZED BY:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

BUYER AUTHORIZED DESIGNEE